

# Union Calendar No. 279

110TH CONGRESS  
1ST SESSION

# H. R. 3985

[Report No. 110–456]

To amend title 49, United States Code, to direct the Secretary of Transportation to register a person providing transportation by an over-the-road bus as a motor carrier of passengers only if the person is willing and able to comply with certain accessibility requirements in addition to other existing requirements, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 29, 2007

Mr. DEFAZIO (for himself, Mr. OBERSTAR, Mr. MICA, and Mr. DUNCAN) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

NOVEMBER 15, 2007

Committed to the Committee of the Whole House on the State of the Union  
and ordered to be printed

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## A BILL

To amend title 49, United States Code, to direct the Secretary of Transportation to register a person providing transportation by an over-the-road bus as a motor carrier of passengers only if the person is willing and able to comply with certain accessibility requirements in addition to other existing requirements, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
 2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Over-the-Road Bus  
 5       Transportation Accessibility Act of 2007”.

6       **SEC. 2. REGISTRATION OF MOTOR CARRIERS OF PAS-**  
 7               **SENGERS.**

8       (a) IN GENERAL.—Section 13902(a)(1) of title 49,  
 9       United States Code, is amended—

10               (1) by striking “and” at the end of subpara-  
 11               graph (B)(iii);

12               (2) by redesignating subparagraph (C) as sub-  
 13               paragraph (D); and

14               (3) by inserting after subparagraph (B) the fol-  
 15               lowing:

16                       “(C) the accessibility requirements estab-  
 17                       lished by the Secretary under subpart H of part  
 18                       37 of title 49, Code of Federal Regulations, or  
 19                       such successor regulations to those accessibility  
 20                       requirements as the Secretary may issue, for  
 21                       transportation provided by an over-the-road  
 22                       bus; and”.

23       (b) CONFORMING AMENDMENTS.—Sections  
 24       13902(a)(5) and 13905(d)(1)(A) of such title are each  
 25       amended by inserting after “Board” the following: “(in-

cluding the accessibility requirements established by the Secretary under subpart H of part 37 of title 49, Code of Federal Regulations, or such successor regulations to those accessibility requirements as the Secretary may issue, for transportation provided by an over-the-road bus”).

**SEC. 3. OVER-THE-ROAD BUS DEFINED.**

Section 13102 of title 49, United States Code, is amended by adding at the end the following:

“(27) OVER-THE-ROAD BUS.—The term ‘over-the-road bus’ means a bus characterized by an elevated passenger deck located over a baggage compartment.”.

**SEC. 4. DEADLINE FOR IMPLEMENTATION OF REGISTRATION REQUIREMENTS.**

Not later than 30 days after the date of enactment of this Act, the Secretary shall take necessary actions to implement the changes required by the amendment made by section 2(a) relating to registration of motor carriers providing transportation by an over-the-road bus.

**SEC. 5. COORDINATION WITH THE DEPARTMENT OF JUSTICE.**

Not later than 6 months after the date of enactment of this Act, the Secretary of Transportation and the Attorney General shall enter into a memorandum of under-

1 standing to delineate the specific roles and responsibilities  
2 of the Department of Transportation and the Department  
3 of Justice, respectively, in enforcing the compliance of  
4 motor carriers of passengers providing transportation by  
5 an over-the-road bus (as defined in section 13102 of title  
6 49, United States Code) with the accessibility require-  
7 ments established by the Secretary under subpart H of  
8 part 37 of title 49, Code of Federal Regulations, or such  
9 successor regulations to those accessibility requirements  
10 as the Secretary may issue. Such memorandum shall rec-  
11 ognize the Department of Transportation's statutory re-  
12 sponsibilities as clarified by this Act (including the amend-  
13 ments made by this Act).



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